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ITEM 1: CALL TO ORDER: Mayor Flaute called the Riverside, Ohio City Council Meeting to order at 6:00 p.m. at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

ITEM 2: ROLL CALL: Council attendance was as follows: Mr. Curp, present; Mr. Denning, present; Mr. Fullenkamp, absent; Mrs. Lommatzsch, present; Mrs. Reynolds, present; Deputy Mayor Smith, present; and Mayor Flaute, present.

Staff present was as follows: Mark Carpenter, City Manager; Chris Lohr, Assistant City Manager; Tom Garrett, Finance Department; Bob Murray, Economic Development Department; Mitch Miller, Service Department; Frank Robinson, Chief of Police; Dalma Grandjean, Law Director and Brenna Arnold, Clerk of Council.

ITEM 3: EXCUSE ABSENT MEMBERS:

A motion was made by Mrs. Reynolds to excuse Mr. Fullenkamp. Mr. Curp seconded the motion.

Mayor Flaute: Has anyone heard from him? Mrs. Reynolds: I believe he has the flu. Mrs. Lommatzsch: I hope he went to the meeting this morning. He was supposed to go to MVRPC this morning.

There was no further discussion on the motion. All were in favor; none were opposed. **Motion carried.**

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA: The agenda was revised prior to the start of the meeting.

ITEM 5: APPROVAL OF AGENDA: A motion was made by Mrs. Reynolds to approve the revised agenda as submitted. Mr. Denning seconded the motion. There was no discussion on the motion.

All were in favor; none were opposed. **Motion carried.**

ITEM 6: WORK SESSION ITEMS:

A) Presentation – 2017 Tech Fest from Mr. Lyle Lockwood

Mr. Carpenter: We have a presentation for the 2017 Tech Fest from Mr. Lyle Lockwood. Welcome sir.

Mr. Lockwood: Thank you, Honorable Mayor. Thank you very much for this opportunity and fellow members of the Council, I appreciate being here. The first thing I think I will do to indicate the interest that the Tech Fest has in the community, this is a facsimile proclamation that was signed by the Montgomery County Commissioners recognizing Tech Fest weekend as a part of Engineering Week and as such that shows that the idea of course is to let the people in the community know that there is an important need for people to study science, math, and find careers in technology fields. This is the facsimile and for a moment I will leave that here for you to see and that is for you to have. For those of you who might want to know a little bit about Tech Fest, it is free family fun with STEM: Science, Technology, Engineering, and Math. It is family orientated and it is free, at no cost. That is largely because you people are so gracious to provide us a house and an office to be in because we only work as volunteers, so that is our only source of funds which would be indirect from you people providing a place for us to have our office across the street in the 5100 building. It is very much appreciated.

One of the things that happens at Tech Fest in terms of free family fun is to have experiments and demonstrations by practicing professionals in the fields of Science, Technology, Math, and Engineering. There are about 70 of these exhibits and they are put in place and conducted by other volunteers besides ourselves who show the youth and their parents the kinds of things that they do on the job and what they depend upon to have successful products in aviation, manufacturing, project

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management and quality control, and in a wide variety of science. If you think back to the number of topics that you had in school that were in science: biology, meteorology, geology. All of those ology's are part of science, but then also to work with that we have a basic body of knowledge for engineers and scientists to go about and provide useful products. Those people share that and their enthusiasm and as such it is a career exploration event. People learn about jobs outside of the work place and very few places do share what their work is and what's required to do that kind of work, so that's one thing we do.

The other thing we have is infotainment situations. Infotainment is information with entertainment. Those of you who might remember Bill Nye the Science Guy and Mr. Wizard some of those kind of people, that's what we do. They have fun telling what their field is and having excitement with the Science, Technology, Engineering and Math. Those are the speaker sessions.

We are in Building 33 at Tech Fest in Sinclair and that's down the road from Building 12 where our main headquarters is. The reason we go to Building 33 is because the aviation is there. Also DP&L has a safety exhibit there and the remote piloted vehicles are there, so it also gives the youth an opportunity to see that you have to go to more than one place to get an education in college. One of the reasons for Sinclair is that the youth very subtly are exposed to going to a building that is not home school and going to other places to have fun and they are introduced to the college environment.

We have about 2,500 youth that we register for the weekend and that's the only registration we have is for the youth because it is for them. So Tech Fest is free family fun with STEM. The other thing that the Affiliate Society Council does is has the Outstanding Engineers & Scientists Awards program for the other end of the spectrum, the people who are outstanding engineers and scientists, we have an awards program for them for the best of the best. We also have professional development. This is all there in place and it's enabled because you people have provided us a place for an office. We are all volunteers and it's our only source of funds is volunteers. The only way we use the money is from volunteer contributions which then help us to pull off programs like Tech Fest. Once again, I want to thank you very much for the opportunities that you give us, the house we have, and if there are any questions that I can answer please fire away. Mayor Flaute: Thank you Mr. Lockwood. We appreciate it. Are there any questions or comments from members of Council? Yes, Mr. Smith.

Mr. Smith: I see here it is for grades K-12 with a college environment. Mr. Lockwood: Yes. Mr. Smith: A regular grade school or high school kid can go to this? Mr. Lockwood: Yes. We actually market to the youth and school buildings in 8 counties. It is actually a Miami Valley Tech Fest and we market out to the public, private, and parochial, and charter schools. We put out about 120,000 flyers to those schools because we try to entice the kids and their parents to come. What we are trying to do is let them see how much fun they can have with Science and Math and that type of thing so they are more inclined when they run into it in the classroom that they have been there and that sounds like fun. Does that answer your question sir? Mr. Smith: Yes, it does. Thank you.

Mrs. Reynolds: I spoke with Mr. Lockwood before the meeting. My grandchildren have taken advantage of this. My middle granddaughter started several years back. How long have you been doing this? Mr. Lockwood: This is our 15th year, but it is actually a follow onto what started the Affiliate Societies Council back in 1961 which was career exploration. If you look carefully at what we do it is career exploration, but we grabbed ahold of the new model STEM: Science, Technology, Engineering and Math as marketing. Mrs. Reynolds: Well it is a wonderful opportunity for children. It is wonderful. Thank you very much for all you do, sir.

Mayor Flaute: I just have a couple of questions. Can we park below Building 12? Mr. Lockwood: Everything is free for Tech Fest. We buy out the building, so it is free downstairs. There is no price for admission. Building 14 is now dissembled from Building 12, so we have a shuttle service that we are providing to take people from 12

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down to 33 and 38. Mayor Flaute: Could you start in 12? Mr. Lockwood: You can park at 12. Mayor Flaute: And start there. Mr. Lockwood: Yes. Mayor Flaute: Okay. The registration form, can we fill it out when we get there or do you need it in advance? Mr. Lockwood: It is not needed in advance. It's for the youth to register, if you do that hand it to the people when you come in and that makes it quick and easy but at the same time we have a number of volunteers that take registrations there. It is come as you are and sign up on the spot. Mayor Flaute: Okay. Good deal. Mr. Lockwood: You are going to do that, right? Mayor Flaute: I've got a 4 year old so I don't know, but I think he will enjoy it. I'm going to try. Mr. Lockwood: Good. Some of the younger ones do. The sweet spot for participation is 4-9 grades. Anything more than that, they have other things to do or friends that they are doing things with. The younger ones come along with their parents or grandparents and things of that nature and they usually have fun. One of the things about having practicing engineers and scientists do this is unlike the standard museum where everything is plugged in and they talk about it being interactive, that's interactive with a machine. Our interactive experiments and demonstrations with STEM are from real people where you can look at them and see this is a little one and that's the way I'm going to talk to them. If they are up here, they know a little more so I will be a little stronger, so they are very adaptive to the audience. Mayor Flaute: He likes to see things get blown up and fire and all of that stuff and I see some of that on your brochures. I'm thinking we are going to give it a shot.

Mrs. Lommatzsch: Are these being distributed at the schools? Mr. Lockwood: Yes, we have about 120,000 of those that are going into the schools. Sometimes they don't accept them, so they don't want them for the students because they get thrown around and left on the floor. Mrs. Lommatzsch: I understand that. Mr. Lockwood: We distribute to teachers only. We also have online. There is a link on there where you can go online and get the flyer and send it to your friends and family. We have stacks of them back here for you to pick up. You can use them to paper the neighborhood and spread them around at church groups and your other association groups and things of that nature because if you go as a family or as an adult you will be surprised about what you can learn from them that you didn't know they knew. They knew enough to ask the question and you are going to be surprised. It's a lot of fun.

Mrs. Reynolds: Thank you sir for putting us on your flyer. I appreciate that very much. Mr. Lockwood: Well that's the rent.

Mr. Smith: Are you going to have a guide or a map saying what's in what building? Mr. Lockwood: Yes. We are putting together the program that lists all of the hands on experiments and demonstrations both by organization list and also by their place on the floor. There's a bigger fold out that shows a map where all of these things are and which building as well as the Saturday and Sunday schedule for the speakers because we have about 10 or maybe 12 speakers at this point and we will put in about 10-15 presentations. Mr. Smith: Okay.

Mayor Flaute: What time is the door prize? I have got to know what time to bring my 4 year old. Mr. Lockwood: About every hour. Mayor Flaute: Okay. He's not going to last more than an hour. Mr. Lockwood: Those who register in that hour they pull one out and then the next hour. Mayor Flaute: Okay. That's what I needed to hear. The 4 year old can be good, but he gets tired. Mr. Lockwood: It covers all spectrums, for example how many of you know Mr. McHutchin the classical guitarist here in town? Mayor Flaute: Yes. Oh yeah. Mr. Lockwood: He has a degree in physics. He's one of our infotainment speakers and he covers the science that makes music happen. Mayor Flaute: He's going to be there? Mr. Lockwood: Yes. Mayor Flaute: He's a cool musician. Okay. Mr. Lockwood: Anybody else? Thank you very much. It is an honor. Mrs. Reynolds: Thank you sir. Mayor Flaute: Thank you. We appreciate it.

B) Executive Session

I) Provisions in the Charter – Section 103.01(d)(3): *Conferences with any attorney representing the City as counsel, concerning disputes*

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involving the City, its Council, boards, commission, officials, and employees that are subject of pending or imminent court action or discussion of any matters where are properly covered under the attorney-client privilege as recognized by the law of Ohio.

II) Personnel – Section 103.01(d)(1): *Unless the City employee or official requests a public hearing; to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official.*

A motion was made by Mr. Denning to enter into executive session for the reasons stated on the agenda. Mrs. Reynolds seconded the motion.

Mayor Flaute: We will probably be in executive session maybe as late as 7:00, but we are pretty sure we will be able to start the meeting at 7:00.

There was no discussion on the motion.

A roll call vote was as follows: Mr. Denning, yes; Mrs. Reynolds, yes; Mr. Curp, yes; Mrs. Lommatzsch, yes; Mr. Smith, yes; and Mayor Flaute, yes.

Mayor Flaute: Sorry to make you wait, but we will see you back out before 7:00.

Council entered into executive session at 6:15 p.m. Council came out of executive session at 7:01 p.m.

There was no further discussion.

ITEM 7: RECESS: The Council took a recess at 7:01 p.m.

ITEM 8: RECONVENE: The meeting was reconvened at 7:06 p.m.

ITEM 9: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE: Law Director, Dalma Grandjean led the pledge of allegiance.

ITEM 10: MINUTES: Consider approval of the minutes of the January 19, 2017 regular council meeting.

A motion was made by Mr. Denning to approve the minutes as submitted. Mrs. Lommatzsch seconded the motion. There was no discussion on the motion.

All were in favor; none opposed. **Motion carried.**

ITEM 11: PRESENTATION: Introduction of Fire Chief Candidate, Daniel R. Stitzel.

Mr. Carpenter: I would like to have Mr. Daniel Stitzel come forward and give a little information about his background and his interest in our position.

Mr. Stitzel: Good evening Mr. Mayor and Council. I started in the fire service around 1980 as a Cadet up in New Carlisle. My father and I started a Cadet program and he is here in the audience. We are a fire family. My dad, my mom was a home dispatcher and she became a full-time dispatcher, my step-dad is a retired Fire Chief, my brothers are all fire fighters, so we come from a fire family. I spent 24 years in the City of Huber Heights Fire Department and worked my way up to Lieutenant and Lead Fire Investigator. I was also a Commissioned Officer part-time through the Montgomery County Sheriff's Office during that time to help prosecute the arson in the City of Huber Heights. In 2012, I went to the City of Mason and served 3 years as a Deputy Chief. I worked 1 year as their Training Chief and then 2 years on shift as a Shift Chief and I retired from there in June 2 years ago. I have been working in the private sector as a Fire Investigator for Unified Investigations. We did fire investigations for the insurance industry and subrogation and that type of thing for

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them. That's what brings me back here today is the desire to get back in the fire service, back into the public sector, and serve the community. I was telling Mr. Manager this is kind of my home ground. When I worked in Huber Heights, I responded to Riverside on many occasions to help out the crews and I got to know a lot of the fire fighters and I still know quite a few of them here. I'm looking forward to getting started and serving the community and working for you all.

Mayor Flaute: Very good. Thank you. Is your family from Riverside? Mr. Stitzel: No, we are originally all from the Clark County/New Carlisle area. Mayor Flaute: Okay. Very good. Are there any questions or comments for Mr. Stitzel? Seeing none at this point, I am going to ask Council if it is okay with them to bring forth Resolution No. 17-R-2238 where we can affirm the appointment.

A motion was made by Mrs. Lommatzsch to approve Resolution No. 17-R-2238 confirming the City Manager's appointment of Daniel R. Stitzel to the position of Fire Chief for the City of Riverside, Ohio. Mr. Denning seconded the motion.

There was no discussion on the motion.

All were in favor; none were opposed.

Mayor Flaute administered the Oath of Office to Fire Chief Daniel Stitzel and Council welcomed Chief Stitzel.

ITEM 12: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS: Mayor Flaute advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

ITEM 13: COMMUNICATIONS

A) Public Hearing for Ordinance No. 17-O-614 approving employee position titles, number of positions and pay ranges and to repeal Ordinance No. 16-O-594, adopted April 7, 2016.

Mayor Flaute opened the public hearing at 7:15 p.m. and asked for the staff report on the Ordinance.

Mr. Carpenter: This Ordinance is for approving employee position titles, number of positions and pay ranges, and to repeal Ordinance No. 16-O-594, which was adopted on April 7, 2016. We are asking that we make these changes because we have some personnel that are at the top of the pay range or are quickly approaching this year, so we need to make some adjustments. On the number of Sergeants to reduce that to 4 Sergeants and add a 2nd Major position.

Mayor Flaute: Thank you, Mr. Manager. At this time the audience is asked to participate if you would like. Just to let you know all testimony is sworn testimony and anyone speaking this evening should come to the podium when they are called on, sign in, and take the oath at the podium.

There were no requests by the public to comment in favor or in opposition of the proposal.

The public hearing was closed at 7:16 p.m.

Mayor Flaute: We will open the floor for Council discussion and any action they might like to take. Are there any questions or comments from Council?

Mr. Denning: Why did we do a public hearing for this? When we have changed this stuff before we have never had a public hearing, so I was just curious. Is that a requirement? Ms. Arnold: For the 2nd reading it has to be published and a public hearing has to be held. Mr. Denning: Because? Ms. Arnold: Because it is an opportunity for the public to speak before the 2nd reading takes place. Mr. Denning: I understand that part, but we changed this back in April and we didn't have a public

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hearing. Ms. Arnold: I read the Charter and that is what it stated, so that's what I did. Mr. Denning: That's fine. We just haven't done it before. Ms. Arnold: I can double check with Dalma and see if we have to. Mayor Flaute: I've seen other cities that have a public hearing for every Ordinance. Mr. Denning: I'm fine with that. Ms. Arnold: Technically that is what the Charter states that if we have a 2nd reading, like later on today we have changing a City Fund name and repurposing them, if we only do a 1st reading then we have to publish and have a public hearing so that the public has an opportunity before it is adopted to be notified, get a copy, and speak for or against it. I can double check with Dalma because that is a lot of money for changing a fund name. Mr. Denning: It's just different procedures than what we are used to. Ms. Arnold: I will double check. Mrs. Reynolds: I think you should probably check with Dalma.

There was no further comment from Council.

ITEM 14: CITY MANAGER'S REPORT:

Mr. Carpenter presented the City Manager's Report.

Mr. Carpenter: In the packet you see the Projects and Activities Report. It was put together January 27th. If there are any questions, I do have a few comments. In the notes concerning the 800 Cascade drainage issue, that work is scheduled to begin February 6th. Under Fire & EMS Service Information, in the legislation today we have a Resolution to declare Engine 106 surplus and we do have an interested buyer. It is the same buyer that is going to purchase Engine 105 and that could take place as soon as Saturday if the legislation is approved for Engine 106. The letters went out to Floral Park and Avondale residents. So far, I think out of 990 letters to Avondale we have had 3 negative calls and 2 positive ones and out of 300 plus letters to Floral Park we have had 2 of them that I guess we could call negative to date. If there are any other questions and then I have a few more comments.

Mr. Smith: The party that you sold the fire engine to and they are interested in the other engine as well, is that another fire department or is it a private collector? Mr. Carpenter: He's not a collector, he is a self-proclaimed broker. He has a lot of connections with volunteer fire departments that are struggling and they would look at our 1991 engine as an upgrade to what they currently have. He is from the Newark area outside of Columbus and he is affiliated with a lot of the fire departments out there in Eastern Ohio. Mr. Smith: Okay. I think I know who you are talking about. Thank you.

Mr. Carpenter: The next work session we are going to talk about the UDO, so if anybody has any questions or comments please get them to us so we can prepare some information for the next work session. Also, I sent an email about the money that was appropriated and it was kind of double counted. I think I explained how that occurred. We also met last meeting and as a result of the audit we moved the \$1.5 million to the Debt Fund and then I realized that in the budget we were also transferring \$70,000.00 over to the Debt Fund, so now that we have moved the \$1.5 million it's not necessary to move that \$70,000.00 over so it can stay over in the General Fund. We have the \$105,580.00 that was appropriated and spent that we didn't have programmed to spend and the \$70,000.00 which is not necessary to spend that from the General Fund, so we need to do a supplemental on keeping that money in the General Fund but doing East Springfield Street work right at the first of the year we were informed there was some additional work that needed to be done which is going to total around \$45,000.00. What I anticipate doing at the next Council meeting is bringing a supplemental and ask to put \$45,000.00 to address the roadwork for East Springfield Street and then the remainder will stay in the General Fund. Mr. Denning: The bottom line is we are \$135,000.00 in the black? Mr. Carpenter: Yes. Mr. Denning: It would have been \$175,000.00 in the red. Mr. Carpenter: Correct. It is in the black. What was appropriated was the same money for 2 different funds. Mr. Denning: Okay.

Mayor Flaute: The only thing I have is under General Roadwork. I heard there was a really big pothole on Marblehead Drive and it got fixed this week and the residents

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were all very happy. Mr. Miller, I'm glad you are getting all those potholes. Mr. Miller: I will pass that on to my crew. Thank you. Mr. Smith: Speaking of potholes, I called one in on Eastman. It looks like it was possibly a water main break that was patched and it kind of sunk. When you hit it you really dip down, so it's pretty large. Mayor Flaute: I saw them working out on that, but then it didn't seem to do any good. It didn't seem to help any, so I don't know what the issue is. They were working on it about a week ago. It is bad. I know which one you are talking about. Mr. Smith: This was just in the last few days. Mrs. Lommatzsch: That's Montgomery County's problem. Mayor Flaute: We need to get that fixed. Mr. Smith: It's in our City. Mrs. Lommatzsch: But it is their patchwork. Mayor Flaute: You could get a flat tire by that one. It's pretty bad. Mr. Carpenter: We will check it out. Mr. Smith: Okay.

(1) FYI Items

- a. Council Request Sheets.
- b. Council Agenda Calendar.
- c. City Manager's Project and Activities Report.

(2) Monthly Verbal Reports

- a. Finance Department

Mr. Carpenter turned the floor to Mr. Garrett for the update from the Finance Department.

Mr. Garrett: As I mentioned before the month of December on through January is non-stop activity with all kinds of adjustments. The year 2016 reports are closed and the finance reports have been posted to the website where they are available for you to look at. I would point out that the grand total which has a little bit of double counting just in the way I'm saying it here because of about \$24 million of revenue throughout all of the funds. I say double counting because some of that accounts planned advances back into the General Fund or transfers between Funds for whatever so the system would call it a revenue even though it really just came out of one fund and went into the other fund. It didn't really add much.

January we were getting the new year started and getting the accounts all set up and activity going. I got all the transactions posted for January now. I still do need to go through and close out the POs at the end of the month and print out the end of month report so we can in the next few days close out January. Along the way we've got end of quarter reports that have to go out for the IRS and the State and all kinds of cities as well as the pension funds. Of course getting W-2s out to all the employees, so a lot of activity that went on.

One more financial note that we just wanted to kind of give you a head's up for and I think the Street Department mentioned it last time, that for some reason we are having quite a string of people running into guard rails. In the 2017 Budget, we programmed \$60,000.00 for repairs and we have already reached that \$60,000.00 of repairs. Actually I sent out some invoices to people and they total up to about \$51,000.00, so we are going to need in that supplemental to pump up the approved appropriation for primarily guard rail and fence repairs or whatever. We have billed the individuals involved and now we are waiting to receive those funds. Mayor Flaute: So you know most of them? You know who most of them are that ran into them? Mr. Garrett: Yes, the bills that I just we had are all named individuals and we've got insurance companies for most of them, so we will invoice directly to the insurance company as well as to the individual. It could take several months before we actually receive that money.

Mr. Smith: So in the month of January you went through \$60,000.00 on guardrails repairs? Mr. Garrett: Well most of these incidents happened in December and then our process is the Street Department has to get a quote for the repair and then we prepare an invoice and get that out which takes a period of time, so the bills just went

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out in the last week or so and we are standing by. Mayor Flaute: So you are going to do a supplemental, but we won't see when the money comes back in from the insurance companies? Mr. Garrett: It's going to take a while. Mayor Flaute: Okay. Mr. Garrett: So we can continue to do repairs.

Mr. Denning: Are we ever going to get away from the multiple copy W-2 form and go to where it just goes through a regular printer and prints out and has the nice little tear offs instead of this carbonless copy that sometimes you can read and sometimes you can't depending on which layer it is? It's like 1983ish technology and we are in 2017. Mr. Garrett: Well we can follow up on that. We just got busy doing the year and we went with the tried and true technology instead of trying to change it. Mr. Denning: I understand, but I mentioned this a year ago okay and it's this year and we did the same thing. If it's going to cost us \$10,000.00 then I'm not interested, but the explanation that I got last year was that we have 80,000 of these triple layer W-2 forms so we are trying to use them all up. Mr. Garrett: The W-2 forms of course are reformatted. The format is about the same, but it says it's pre-printed with the year and it costs us a couple hundred dollars to buy the form. It would cost us I don't know, \$3,000.00-5,000.00 to change the software and then we might have to buy their printer to go with that. Mr. Denning: We need to look at it to bring us into the 21st century and out of the 19th century.

b. Economic Development Department

Mr. Carpenter turned the floor to Mr. Murray for the update from the Economic Development Department.

Mr. Murray: I'll take it from the top here. We do have a new buyer in place at Smiley's, so he is putting together plans now and some financials trying to get something there that would be viable. It does look like it is going to be again an apartment complex primarily with retail across the front. We should be seeing something here in about a month. At Airway, there is no change there. The Dollar Tree is going in, Cassano's is doing some demo in their location, and haven't seen anything on Tim Horton's yet but as you know that is planned. You probably saw in the paper where Taco Loco is changing hands. His brother is buying that, so it will be maintained as a Mexican restaurant and then the lease has been signed for La Guadalupana Mercado at 5415 Burkhardt, so that will be a Hispanic grocery store going into that large facility there.

Taking it down a little bit. The construction on the military recruiters will start February 15th, the delay there is just waiting for the materials to come in and it will be finished May 3rd. This is what you approved in the last session. It is totally reimbursable by the Corps of Engineers. Treble One is moving up to the 5th floor. There is a slight delay there and the carpet just got here. That will be completed today and there are just a few minor items there that need to be addressed. It's about a \$50,000.00 upgrade to that and they are paying half of that. I sent out two Letters of Intent for two new tenants for Wright Point II. Then what I am trying to do it compile a Capital Improvement Project for 2017 (*sic*). Some of these things you have seen before, but I will bring in an update as soon as I get it. As you know, we have signed a PO for the sign out front and more signage within the complex here and the end date there is going to be determined by the weather. AIP is assembling the bid documents to do all the parking lots here, so we should be seeing that as soon as the black top places get open again. I've got the architect preparing major upgrades to Wright Point II. I just feel that's a marketing thing there; there are things we have to do. We have to change the look from the 70-80's to something more modern, so this is going to be updating the balusters, updating the parking lights, doing some upgrading in the lobbies just to freshen it up and get a new feel. I do have to put in another booster pump. We replaced one last year and we are replacing the second one this year. Those are back-up pumps, so one of them is always working at one time so we are good but for a little insurance I would like to get the other one working as well. We had the insurance guy come out and look through the building and one of the things he recommended was doing an audit on all the emergency lighting. That's being done right now. We are finding that some of the batteries in there are from when the building was built, so this is going to be about a \$5,000.00 battery

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charge against the buildings. It's something that is strongly needed and suggested by the insurance company.

I had a lot of good meetings I feel on the Eintracht. Our next meeting is February 7th. We are looking to do the ribbon cutting June 10th. Along with that we are developing a Capital Improvement Plan, so there is some money in the budget to do some things. The one that is most interesting is the ramp which goes down to the waters' edge. I do have a draft of the sign that would go out front and we are looking to do honeysuckle removal and remove the brush that is around there to really freshen the place up. It looks like I've got a Boy Scout Troop that is willing to do some of that, so we are going to make arrangements for them to clean that up.

Center of Flight, as you know we purchased 1519 and that finally got done. That's a little white house on Phyllis. The REAP property is still in process and this is the one that is next door to the one we already acquired. I'm looking to put in place a Single-Family Manager that would manage Phyllis and the other one we have got over there on Huberville. You will be seeing that documentation next month as well. On the back, I have attached a concept drawing of the 4-way intersection to be built just in front of here. With the acquisition of 1178 Harshman, that gives us the ability to push through a road to Old Harshman there. Right now I'm getting an estimate from Miller-Valentine to see what that property would be worth and then get that listed by them probably and see if we can't get that moved. Finally, working with a location specialist and they are looking for sites on Airway Road for two additional retail stores. As you know there is no open ground over there, so there has to be some redevelopment and I'm working with her to try and get that done. Any questions at all?

Mr. Smith: On this road that you are looking at coming off the off-ramp from southbound Harshman onto Springfield Street, you've got the road going straight across the property across the street over to Old Harshman. What would be the purpose of that? Mr. Murray: There's just no way to get out of that 1.8 acres easily, so it gives somebody a light at a 90° angle intersection instead of going down to where it is 30/60 which is a dangerous intersection for everybody, so it gets us over that hurdle. It also gives us access to those lots along Old Harshman. If you look at the entrance to the DANIS property now, it's a one lane dirt road and this would get a lot greater access to those 42 acres in the future. It would be a way to develop an entryway into the DANIS property that isn't there now. Right now that entryway is surrounded by Evanhoe's property. He's got one on one side and one on the other and it's very narrow and it's an entryway to 42 acres, so in the future I think it makes a great access to the DANIS if we should ever do something there. That's basically it. Mr. Smith: Okay.

Mr. Curp: Mr. Manager, do we have a timeline on when we think we might want to put that street through? Mr. Carpenter: We haven't really talked about the timeline as of yet. Mr. Curp: I understand the benefit, but we can just beat this horse until it's been killed several times, but we just have so many streets in the community that need paving and repair work and I don't want to spend that money doing something like this without looking at fixing some of these residential streets. That's just where my priorities are. Mr. Murray: I wouldn't look to do this until somebody came forward to purchase that property and we would put it on them probably to do that. Mr. Curp: Mr. Manager, that's another issue. I know we don't want to be in the real estate business and this property was acquired when I wasn't on Council, but typically when we acquire a property it's with some intent of doing something with it in the future or holding it for development, that sort of thing. I would hope if we sell this that we put some kind of inversion clause in the sale agreement that says if they don't develop it in a certain period of time then it comes back to the City. I don't want to be in the real estate business, but I don't want properties to sit out there and be held for speculation for an extended period of time and nothing get done with it and then we lose control of it getting developed. I hope we give some thought to that in all of this stuff that we are doing.

Mr. Denning: I did see that the Tim Horton's that is where Pizza Hut used to go is going strong. They've got 4 walls up and just about the roof on. It looks good. Mr.

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Smith: The other Tim Horton's that we are looking at putting at Airway Shopping Center, where about is that going to be in that shopping center? Mrs. Lommatzsch: Right across from McDonald's. Mr. Smith: Across the street? Mrs. Lommatzsch: No. The entrance to the shopping center, McDonald's is on your left and Tim Horton's will be on your right. They just upgraded the sidewalk and all of that. That's all part of the plan. Mr. Smith: Okay. Mayor Flaute: Do you know when the Dollar Tree is going to open up? They are working hard at it. Mr. Murray: I don't know.

c. Administration Department

Mr. Carpenter turned the floor to Mr. Lohr for the update from the Administration Department.

Mr. Lohr: Good evening Mayor and Council. I just have a few items this evening. I continue to work with Choice One Engineering on preparing the information that staff and City Council is going to need to make a decision on whether a storm water utility should be implemented in the community. I'm expecting quotes early February on two things. One of them would be the rate study itself and the other is kind of fleshing out kind of a Capital Improvement Plan. The idea would be that we figure out how much money we are going to need to operate the storm water utility annually and then figure out once that's divided out throughout the community what the actual rate is going to be. At that point we would have an idea of what it is going to take to operate and what it is going to cost the community and that puts us in a good position to consider whether that makes sense here in Riverside.

We continue to work on the Public Records Disposal Project. It is a big project and I would like to thank Ms. Arnold for her help with that. She has been instrumental in the project and also take the opportunity to thank Anne Wood and Elayna Artman. It is definitely a team effort. We are going to get through the 1,300 boxes and the goal is to make it by June 30th this year to have everything sorted and we are on track to do that, but it is a big project so I wanted to take that opportunity to thank everybody who has been working on it.

Just to give you an update on health insurance. As you recall we had a sizable increase from last year to this year and so I have been talking with some other communities like Beavercreek and Tipp City to see what they are doing. It appears that a number of them, if not the majority, are going with some sort of cooperative where they get into a pool with a larger number of entities so they can bargain for better rates. I've set up a meeting for next week with the Ohio Benefits Cooperative which Miamisburg is using and I think Tipp City, but a lot of the locals ones and we are going to see what they can do for us there. I'm also expecting some information from the Ohio Public Entities Consortium, if not this week early next week. That will give us a good idea. I think just from the preliminary work that I have done so far that is going to be our best options rather than staying as an entity ourselves and going with another broker or something like that. We will see where that goes. I don't think we are going to be able to have a firm grasp on what the rates are going to be for next year until we get closer to 2018, but I think we can get a good idea of whether it makes sense to go down that route. Hopefully that works out for us. That's all I have.

ITEM 15: PUBLIC COMMENT ON AGENDA ITEMS: There were no public comments on agenda items.

ITEM 16: UNFINISHED BUSINESS

A. ORDINANCES

- I) **Ordinance No. 17-O-614 approving employee position titles, number of positions and pay ranges and to repeal Ordinance 16-O-594, adopted April 7, 2016.**

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Mr. Carpenter introduced Ordinance No. 17-O-614 approving the Table of Organization.

A motion was made by Mr. Denning to read Ordinance No. 17-O-614 for the second time by title only and approve its final adoption. Mr. Smith seconded the motion.

The Clerk read Ordinance No. 17-O-614 for the second time by title only.

There was no discussion on the motion.

All were in favor; none were opposed. **Motion carried.**

B. RESOLUTIONS

- I) Resolution 17-R-2234 authorizing the City Manager to submit a “Staffing for Adequate Fire & Emergency Response Grant” (SAFER) Application.**

Mr. Carpenter introduced Resolution 17-R-2234 authorizing the submission of a SAFER application.

Mr. Carpenter: This is the Resolution for the SAFER grant which we tabled as I was looking for some information from FEMA the SAFER grant folks and after considering what they talked about and talking it over with staff we want to reconsider applying for the grant. I will say that we are going to have to do something to fill the shortages in our staffing for the Fire Department. Four positions every day is part-time positions and we are having an extremely difficult time finding those folks. Also, our pay is not very competitive. Other cities now are starting to raise their pay. I may have to come back to you with another Table of Organization because our maximum pay on that sheet is well below what everybody else is paying. We have been in contact with other departments that do offer benefits to part-time personnel. Doing the math that seems very expensive as well. I think that we have to start considering adding some full-time positions at some point. I'm just a little reluctant to commit to the SAFER grant for 3 positions at this time, so I just wanted to inform you that we want to pull that legislation but just think about full-time positions down the road unless we have some changes through the Affordable Care Act that may benefit us as well. Mr. Denning: So the answer is you don't want us to pass this? Mr. Carpenter: Yes. Mr. Denning: So we will just leave it.

ITEM 17: NEW BUSINESS

A. ORDINANCES

- I) Ordinance No. 17-O-615 to rename and repurpose City Fund 213, commonly known as the OPWC Issue II Burkhardt Road Fund.**

Chief Carpenter introduced Ordinance No. 17-O-615 renaming and repurposing City Fund 213.

A motion was made by Mrs. Reynolds to read Ordinance No. 17-O-615 for the first time in its entirety and approve its first reading. Mr. Denning seconded the motion. **Motion carried.**

The Clerk read Ordinance No. 17-O-615 for the first time in its entirety.

All were in favor; none were opposed. **Motion carried.**

- II) Ordinance No. 17-O-616 to rename and repurpose City Fund 404, commonly known as the Great Miami River Canoe/Kayak Launch Project Fund.**

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Chief Carpenter introduced Ordinance No. 17-O-616 renaming and repurposing City Fund 404.

A motion was made by Mrs. Reynolds to read Ordinance No. 17-O-616 for the first time in its entirety and approve its first reading. Mr. Denning seconded the motion. **Motion carried.**

The Clerk read Ordinance No. 17-O-616 for the first time in its entirety.

All were in favor; none were opposed. **Motion carried.**

B. RESOLUTIONS

I) Resolution No. 17-R-2235 setting forth appointment of John Schnieders to the Health and Safety Commission for the remainder of the term ending August 2, 2018.

Mr. Carpenter introduced Resolution 17-R-2235 appointing John Schnieders to the Health and Safety Commission.

A motion was made by Mrs. Lommatzsch to approve Resolution No. 17-R-2235. Mr. Denning seconded the motion. There was no discussion on the motion.

All were in favor; none were opposed. **Motion carried.**

II) Resolution 17-R-2236 declaring certain property owned by the City to be surplus and no longer needed for City purposes and authorizing its disposition.

Mr. Carpenter introduced Resolution 17-R-2236 declaring surplus items.

A motion was made by Mrs. Reynolds to approve Resolution No. 17-R-2236. Mr. Denning seconded the motion. There was no discussion on the motion.

All were in favor; none were opposed. **Motion carried.**

III) Resolution 17-R-2237 declaring Engine 106 to be surplus and no longer needed for City purposes and authorizing its sale by sealed bid, a broker, direct sale to a public entity, or auction.

Mr. Carpenter introduced Resolution 17-R-2237 declaring Engine 106 as surplus and authorizing its sale.

A motion was made by Mrs. Reynolds to approve Resolution No. 17-R-2237. Mr. Denning seconded the motion. There was no discussion on the motion.

All were in favor; none were opposed. **Motion carried.**

IV) Resolution 17-R-2239 recognizing Fisher/Nightingale Houses, Inc.'s "All-American Evening" as a function that promotes the public health, general welfare, and contentment of the citizens of the City of Riverside.

Mr. Carpenter introduced Resolution 17-R-2239 making a donation to Fisher/Nightingale Houses, Inc.'s "All-American Evening."

A motion was made by Mrs. Reynolds to approve Resolution No. 17-R-2239 and making a donation in the amount of two-hundred fifty dollars (\$250.00). Mr. Denning seconded the motion. There was no discussion on the motion.

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All were in favor; none were opposed. **Motion carried.**

ITEM 17: PUBLIC COMMENT ON NON-AGENDA ITEMS: There were no public comments on non-agenda items.

ITEM 18: COUNCILMEMBER COMMENTS

Mrs. Reynolds: Mayor, I just have one. I come before Mayor and Council again requesting your permission to have un-redacted invoices from Bieser, Greer & Landis, LLP dated from October, November, December, and January expenses. May I have your consideration for that? Mayor Flaute: Were we told by the Law Director? Mr. Curp: I think that would fall under the same rationale as previous discussion on un-redacted copies of the invoices from the Law Director's office. I personally don't mind if legal counsel has generated billings for any communications I've done with legal counsel. I wouldn't have any problems giving up my attorney/client privilege, but I'm not going to vote for somebody else to give up theirs. I don't think that is my role to force somebody else to give up their attorney/client privilege. I think everybody has contacted the Law Director at some point in time over things and sometimes it generates a billing and sometimes it doesn't. I think just as people have conversations with the City Manager outside of here and I believe those are important and necessary that there are individual relationships between Council members and the Manager, I think it is also important to have individual relationships between Council members and the Law Director. My position would be the same that I am not willing to require somebody to give up their confidentiality of their conversations with the Law Director. Mr. Denning: I'm not sure we can.

Mrs. Reynolds: I believe that the tax payers of this community are paying these bills and I for one don't know how to answer some of the questions that I have received and some of the questions I have myself. When I look at the invoices, it's not even realistic. All of this has been made front page news or it is public information and it says on November 3rd, review redacted, redacted, redacted follow-up with whomever. It's either the Committee or a staff member. What is hidden about that guys? What's hidden about that? You go on and you look at telephone calls, conference with, it's nothing. I'm not looking for anything to hold over anyone's head. I just need to know how long this process took and how it happened. That's all I'm asking. It makes it even more confounding to me as a Councilperson that when I ask for documentation that I believe I'm entitled to as an elected Official to be able to see. There is nothing. The conversations that you may have with the attorney Ken Curp, I don't care. I don't care what conversations you had. I just need to know that they are conversations that somebody on this Council is having and no one can tell that. Now I'm going to tell you all what I'm going to do. I have asked and I think I have been very patient with this and I tried my best to think it through. I am now going to file a complaint with an ethics committee, not Columbus with a local lawyer's ethics committee, because I believe I have not been serviced well. That's what I'm going to do and I'm going to tell you all that now. I am tired of not having not having information that I just ask for. It's nothing else but trying to hide something is what it's beginning to look like to me and I'm very angry about that. I'm not going to put up with it anymore. Thank you.

Mr. Curp: I can't speak for the rest of the Council members. I don't try and hide anything from anybody, especially in dealing with issues that are important to all of us. We have several steps in the process to make sure that the charges we receive from legal counsel or anybody else are appropriate and proper. When invoices come in here they go through the Finance Director to make sure they are appropriate and the City Manager can and does sometimes review them and we have the State Auditor that comes here and audits our processes and our financials. That's adequate for me. Mrs. Reynolds: I refer you all to Auditor's Bulletin 2015, Abuse. That's what I'm going to refer you all to and you read that.

Mayor Flaute: I performed one wedding, but I have 3 tomorrow and they will be here. Just a couple things I did, I met with the Search Committee for the Wright State President and that is moving on. I think the middle of February we will be meeting the last 3 folks that are being considered and be making a decision. I met with the Board

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of Realtors with Mr. Taylor; they have some grant opportunities that they are going to bring forth and Mr. Taylor will bring forth. I had a First Suburbs meeting and we got some information that was given there that was eye opening to me. Hopefully you all enjoyed that also. I had a Homeless Solutions Board meeting and I went to Governor Kasich's meeting with local leaders yesterday or the day before. That was very eye opening. I'm trying to reserve some of my comments, but one of the big things he talked about was smart streets and smart roads and cyber infrastructure and all of that. I didn't say anything, I just wanted to go up and say, "Mr. Governor, if our roads and bridges are falling apart your infrastructure for cyber is not going to be worth anything." Anyway, it was good and it was a good meeting and I was pleased to be asked to be there.

I went to a DDC meeting last night and there were over 700 leaders there. I understand we are meeting with the DDC to have some of our goals talked about to them, so I applaud you guys for doing that. If anybody wants to make any comments about the DDC please get with our Manager because that meeting is coming up and we need to be on the top of their minds at all times. Mr. Denning: In a good way, not a bad way. Mayor Flaute: In a good way. Today I met with the Ohio Mayor's Association and we had a meeting today to get some things squared away. We will be talking about central collections again. The legislature has brought it back. The Governor is pushing that very hard. We are pushing back. I will talking to the legislators on the committees that will be coming up in the next month or two. We will be pushing really hard to not have centralized collection. Mrs. Reynolds: Can you direct us to somewhere to read more about that? Mayor Flaute: Yes, you should have gotten an OML thing. Mrs. Reynolds: I did. Mayor Flaute: That is the best thing we have right now, but whenever anything new comes I will let you know. The Mayor's Association is working very hard to defeat that.

The last thing is the retreat that we are talking about having for the City Manager's goals. The February 25th date will not work. Mr. Carpenter: Not for Mr. Eppley. Mayor Flaute: Not if we want to have Mr. Eppley there. Personally I think it would be good to have him there because he has been through the staff retreat and will know what the staff is going to do and we can go ahead and get in line with that. I also would like for the council to consider getting some goals for our Clerk. She of course came on as a full-time position for the first time and we have not had a full-time Clerk. She's been very, very busy especially with all of the records requests that we have been having. I'm thankful that those are slowing down now. She's been working hard on the record retention program and she has a few ideas that she might put in place. First of all, we still want to have a retreat and we want to do that maybe the first weekend in March. Would that be something that Council would be willing to think about on Saturday, March 4th? Mr. Carpenter: Would you like me to reach out to Mr. Eppley and see? It sounds like Saturdays are the best day for this and I could reach out and check his availability. Mayor Flaute: Mrs. Lommatzsch, does Saturday work best for you? Mrs. Lommatzsch: I will make it work. Mayor Flaute: Try the 4th or come back with some dates. Mrs. Reynolds: What's his availability? Mayor Flaute: We are making some assumptions here that we need to be nailed down a bit.

At this time I would just like to ask the Clerk to give some of her ideas of what maybe the Council should be considering for her goals. Mrs. Lommatzsch: Would that seem to be appropriate that we have on a work session that we just do an evaluation and discuss that with her? Mayor Flaute: Do we do an executive session? Mrs. Lommatzsch: No, but I'm just saying we need to plan it and you need to give us time to think about this. Mayor Flaute: Right and that's why I was thinking if we have it on March 4th, it would be a good time. Mrs. Lommatzsch: We can't put too much into that day. I think her evaluation needs to be separate. Mr. Smith: I agree. Mr. Denning: Absolutely. Ms. Arnold: Can I ask a question? I'm not too certain if I really would be going in this direction, but there is a grant writing seminar downtown and I know quite a few Clerks that handle grant writing and we do not have a grant writer per se. There is training through the Clerk's Association to do that and this would be a free opportunity just to get a feel for exactly what that is and find out if I think that really is a good fit. If I think it is something that would be a benefit. Mrs. Lommatzsch: When is that? Ms. Arnold: It's next Wednesday at 8:00 a.m. Mrs. Lommatzsch: I would support her going. Mayor Flaute: Absolutely. Mr. Smith: I

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agree. Ms. Arnold: Especially because it is free and that way I can find out if it is something that might be beneficial. Mr. Denning: And the fact that we made this slot full-time, that gives a good opportunity. Mrs. Lommatzsch: You don't need a motion do you? Ms. Arnold: No, I just wanted to let you know where I would be.

Mrs. Lommatzsch: Can we set a date then for her evaluation at one of the work sessions where there is space? Mr. Carpenter: Yes. Mayor Flaute: You will have your six months. Ms. Arnold: My six months has already passed, but my year would be May 23rd. Mayor Flaute: So the next available. Ms. Arnold: I'm just interested because I do have a legal writing background and I know grant writing is not the same, but it is similar, so it may be a great thing and may really be terrible at it. I just want to take a look and because this is free I thought it was a good opportunity. Mr. Denning: If the money shows up, we don't care. Mayor Flaute: Exactly and you have to practice a little bit maybe. I took one of those a couple of years back and it is pretty good. Ms. Arnold: I know they do have some great training that I would have to pay for through the Ohio Municipal Clerk's Association and that would count toward the Certified Municipal Clerk certification that I want to obtain. Most clerks in the state have or are required to have that, so that's something I want to work towards. I think it would be good. We will see what happens. Mayor Flaute: Is there anything else you want to discuss? Ms. Arnold: You kind of put me on the spot, so not right now. Mayor Flaute: Kudos for looking for those opportunities. As I said, it was a part-time position and now a full-time position and it is great to hear that we have somebody who wants to do that.

Mr. Curp: For you when you are talking with various colleagues dealing with the income tax issue. One of the things that have come to us is not only is there a discussion about central collection, but also about use of a single tax return form. I mentioned that I do tax returns for the elderly and as part of the AARP program we have as part of that federal returns, state returns, and municipal returns. In our software we have income tax forms for a number of the local municipalities and others we don't have, but we have a generic form that we put into the system and we use that generic form for those cities that we don't have their income tax form in our software. We have never had a situation where a city has refused to accept that generic form, so a generic form isn't all bad I understand it is more complex in dealing with a business return than it is for an individual's return so you have to address that if you go to a common return. The issue that many of the businesses have doesn't necessarily go away just because you use a common form or a common collection function and that is one of the things businesses complain about is having to file multiple returns, but the other thing they complain about is having to keep track of the number of days or the amount of time their employees spend in various jurisdictions so that their income and taxes are prorated appropriately across the various jurisdictions where they operate. That doesn't go away if they do a central collection unless they do away with the requirement for reciprocity and doing balancing across the different jurisdictions where they do work. That doesn't go away and they can do all the other stuff they want to do, but that issue doesn't go away and that's a key thing is to make sure that if they do some kind of central collection that the municipalities get the money coming to them that they are entitled to which is going to be a very big concern for me with central collection.

Mr. Denning: What percentage do we pay to RITA about 2%? Mr. Garrett: It's a little more, 2.3% or 2.4%. Mr. Denning: The State is going to charge us 5%. It's double what we are already paying to do the same job. Mayor Flaute: Or maybe a less of a job. Mr. Curp: Because with RITA we get collection follow-up and with the State of Ohio, we probably won't. They will probably collect our money, send some of it back and maybe the right amount, they will keep their fee. Mr. Denning: And if you don't claim it, they will keep it I'm sure.

Mrs. Lommatzsch: I've had a few minutes to think because I was a little off guard with comments that Mrs. Reynolds made and in regards to that I would like to say that I find it unfortunate. I would be interested in seeing this issue, it's never going to go away, but I would like for it to stay where it is. We are not going to proceed any further. If we address the Charter, that's perfectly fine, but to continue this thing with the media and all of that I think it is unfortunate that choice to do that is going to

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happen. I hope she will rethink. If a voter out there has a question, they have a right to call the lawyer and they can get their answers from the lawyer. That's why we have a lawyer. I find it unfortunate that we are keeping this ball rolling on down the news media and whatever because we know where we are, we know we are not going any further, so then let's press on and do the business of the tax payer. Good luck on your workshop. I hope you find it to be very productive. Mayor Flaute: We are looking forward to hearing about that.

ITEM 19: ADJOURNMENT: A motion was made by Mr. Curp to adjourn. Mrs. Reynolds seconded the motion. There was no discussion on the motion. All were in favor; none were opposed. **Motion carried.** The meeting was adjourned at 8:14 p.m.

William R. Flaute, Mayor

Brenna Arnold, Clerk of Council